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Attorneys for Plaintiff
United States of America

IN THE UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,

Plaintiff,

v.

MARTIN PHILLIP AVILA,

Defendant.

CASE NO. 1:25-CR-00040 KES-BAM

STIPULATION FOR CONTINUANCE AND
EXCLUSION OF TIME; AND ORDER

DATE: October 8, 2025
TIME: 1:00 p.m.
COURT: Hon. Barbara A. McAuliffe

Plaintiff United States of America, by and through its attorney of record, Assistant United States Attorney KAREN A. ESCOBAR, and defendant MARTIN PHILLIP AVILA, both individually and by and through his counsel of record, KEVIN P. ROONEY, hereby stipulate as follows:

1. This matter is currently set for a status conference on October 8, 2025.
2. By this stipulation, the parties agree to set this matter for a change of plea on September 8, 2025, at 9:30 a.m. before the Honorable U.S. District Judge Kirk E. Sherriff and to vacate the status conference set on October 8, 2025, at 1:00 p.m. A plea agreement has been filed in this matter and the date for a change of plea has been cleared with Judge Sherriff's courtroom deputy. Time to and through October 8, 2025, was previously excluded.

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1 IT IS SO STIPULATED.

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3 Dated: August 18, 2025

ERIC GRANT
United States Attorney

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5 /s/ KAREN A. ESCOBAR
KAREN A. ESCOBAR
Assistant United States Attorney

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8 Dated: August 18, 2025

/s/ KEVIN P.ROONEY
KEVIN P. ROONEY
Counsel for Defendant
MARTIN PHILLIP AVILA

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11 **ORDER**

12 IT IS SO ORDERED that the status conference set for October 8, 2025, is vacated. A change of
13 plea hearing is set for **September 8, 2025, at 9:30 a.m. in Courtroom 6 before District Court Judge**
14 **Kirk E. Sherriff**. Time was previously excluded through October 8, 2025.

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16 IT IS SO ORDERED.

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18 Dated: August 19, 2025

/s/ Barbara A. McAuliffe
UNITED STATES MAGISTRATE JUDGE